



PUBLIC NOTICE

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WIRELINE COMPETITION BUREAU SEEKS COMMENT ON REQUEST TO APPROVE MODIFICATIONS TO THE LOCAL NUMBER PORTABILITY ADMINISTRATOR CODE OF CONDUCT AND VOTING TRUST

CC Docket No. 95-116
WC Docket Nos. 07-149, 09-109

Comment Date: May 27, 2020
Reply Comment Date: June 11, 2020

By this Public Notice, the Wireline Competition Bureau (Bureau) seeks comment from interested parties on a request of iconectiv, LLC (iconectiv) to approve modifications to the Local Number Portability Administrator Code of Conduct and the Voting Trust, filed on April 22, 2020.¹

As discussed in the iconectiv Modification Request, an affiliate of one of its owners, F.P.-Icon Holdings, L.P. (“FP-Icon” and such affiliate “LMI Holding”) is seeking to indirectly acquire LogMeIn, Inc. (“LogMeIn”).² If that transaction obtains the necessary approvals and closes, LMI Holding would have an indirect controlling interest in LogMeIn, which has four wholly-owned subsidiaries that are interconnected voice over Internet Protocol (VoIP) providers.³ To ensure that it continues to meet the neutrality requirements for the Local Number Portability Administrator (LNPA), iconectiv proposes certain modifications to the Code of Conduct and the Voting Trust in the iconectiv Modification Request, which, if approved, would take effect if and when the proposed transaction closes.⁴

¹ Letter from John Nakahata, Counsel for iconectiv, LLC, to Kris Monteith, Chief, Wireline Competition Bureau, FCC, WC Docket Nos. 95-116 et al. (filed Apr. 22, 2020), <https://www.fcc.gov/ecfs/filing/10422660325894> (iconectiv Modification Request).

² That transaction is separately before the Bureau in WC Docket No. 19-396, and is more fully described therein. *See Domestic Section 214 Application Filed for the Transfer of Control of LogMeIn, Inc. to Logan Parent, LLC*, WC Docket No. 19-396, Public Notice 35 FCC Rcd 578 (WCB 2020).

³ The four LogMeIn interconnected VoIP providers are: GetGo Communications, LLC (blanket domestic Section 214 authority and international Section 214 authority granted in FCC File No. ITC-214-20130118-00015); Grasshopper Group, LLC (blanket domestic Section 214 authority and international Section 214 authority granted in FCC File No. ITC-214-20090916-00417); LogMeIn Audio, LLC (blanket domestic Section 214 authority and international Section 214 authority granted in FCC File No. ITC-214-20090113-00015); Jive Communications, Inc. (blanket domestic Section 214 authority and international Section 214 authority granted in FCC File No. ITC-214-20130802-00209). *See iconectiv Modification Request* at 1, n.2.

⁴ Both the LNPA Code of Conduct and the Voting Trust, in addition to the Commission’s rules and orders, play important roles in ensuring iconectiv’s neutrality as the LNPA. *See Telcordia Technologies, Inc. Petition to Reform* (continued....)

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 CFR §§ 1.415, 1.419, interested parties may file comments on or before the date indicated. Filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. Comments may be filed by paper or by using the Commission's Electronic Comment Filing System (ECFS). See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/ecfs/>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.
 - Filings can be sent by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail.⁵
 - Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9050 Junction Drive, Annapolis Junction, MD 20701.
 - U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, SW, Washington, DC 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

This proceeding shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁶ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

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Amendment 57 and to Order a Competitive Bidding Process for Number Portability Administration, WC Docket No. 07-149, et al., Order, 31 FCC Rcd 8406, 8415, para. 22 (2016).

⁵ In response to the COVID-19 pandemic, the FCC has closed its current hand-delivery filing location at FCC Headquarters. We encourage outside parties to take full advantage of the Commission's electronic filing system. Any party that is unable to meet the filing deadline due to the building closure may request a waiver of the comment or reply comment deadline, to the extent permitted by law. *FCC Announces Closure of FCC Headquarters Open Window and Change in Hand-Delivery Filing*, Public Notice, DA 20-304 (rel. Mar. 19, 2020) <https://www.fcc.gov/document/fcc-closes-headquarters-open-window-and-changes-hand-delivery-policy>.

⁶ 47 CFR. § 1.1200 *et seq.*

For further information, contact Michelle Sclater of the Wireline Competition Bureau at (202) 418-0388 or Michelle.Sclater@fcc.gov.

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